

CAYMAN ISLANDS



Public Health Law

SHIPS (SANITATION CONTROL) REGULATIONS, 2011

(SL 31 of 2011)

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CAYMAN ISLANDS**Public Health Law**

SHIPS (SANITATION CONTROL) REGULATIONS, 2011

(SL 31 of 2011)**Arrangement of Regulations**

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CAYMAN ISLANDS



Public Health Law

SHIPS (SANITATION CONTROL) REGULATIONS, 2011

(SL 31 of 2011)

In exercise of the powers conferred by sections 34, 49 and 72 of the Public Health Law (2002 Revision), the Governor in Cabinet makes the following Regulations —

Citation

1. These Regulations may be cited as the Ships (Sanitation Control) Regulations, 2011.

Definitions

2. In these Regulations —

“**evidence of infection or contamination**” includes any evidence or sign of —

- (a) vectors in any stage of growth;
- (b) animal reservoirs for vectors: rodents or other species that can carry human disease;
- (c) rodents or other species that can carry human disease;
- (d) microbiological, chemical or other risks to human health; or
- (e) inadequate sanitary measures;

“**master**” and “**port**” have the meanings ascribed to them in the *Port Authority Law (1999 Revision)*;

“**Port Health Officer**” means an Environmental Health Officer; and

“**Ship Sanitation Control Certificate**” and “**Ship Sanitation Control Exemption Certificate**”, mean a certificate in the form prescribed in Schedule 1 .

Sanitation control

3. (1) If the master of a ship, which during its voyage has been in a foreign port, cannot produce to a Port Health Officer, at the place in the Islands where such ship arrives, a valid Ship Sanitation Control Certificate or a Ship Sanitation Control Exemption Certificate in respect of such ship, the Port Health Officer shall —
- (a) if such ship has arrived at a port, require the ship to be inspected to ascertain whether it is kept in such a condition as to be free of evidence of infection or contamination; or
 - (b) if such ship is not in a port, direct the ship to proceed at its own risk to be inspected at the nearest port at which a Ship Sanitation Control Certificate or a Ship Sanitation Control Exemption Certificate, as the case may be, can be obtained.
- (2) If, after the ship has been inspected, the Port Health Officer is satisfied that the ship is free from evidence of infection or contamination, he shall issue a Ship Sanitation Control Exemption Certificate.
- (3) If, after the ship has been inspected, the Port Health Officer is not so satisfied, he shall require the ship to be disinfected or decontaminated in a manner to be determined by him.
- (4) If the master produces a Ship Sanitation Control Certificate or a Ship Sanitation Control Exemption Certificate, but the Port Health Officer has evidence that the disinfection or decontamination was not satisfactorily completed, the Port Health Officer may, notwithstanding such certificate, exercise, in relation to the ship, his powers under paragraph (3).
- (5) The master shall forthwith make arrangements for any disinfection or decontamination required by the Port Health Officer.
- (6) When disinfection or decontamination has been completed to the satisfaction of the Port Health Officer, he shall issue a Ship Sanitation Control Certificate.
- (7) Before the Port Health Officer directs, under this regulation, that a ship shall proceed to a port, he shall consult with any customs officer present.



Issue of certificates after inspection

4. Upon receipt of an application in writing from the master of a ship for a Ship Sanitation Control Certificate or a Ship Sanitation Control Exemption Certificate in respect of such ship, the Port Health Officer shall take such steps as he considers necessary to satisfy himself that the ship is kept in such a condition as to be free from evidence of infection or contamination, or give directions for the disinfection or decontamination of the ship, as the case may require, and, on being satisfied as to the condition of the ship or that the disinfection or decontamination has been properly carried out, he shall issue the appropriate certificate.

Filing of copy of certificate and payment of fees

5. (1) A copy of every such certificate issued under regulation 3 shall be retained by the Department responsible for Environmental Health.
(2) The master of a ship to be inspected under these Regulations shall pay the fees prescribed in Schedule 2, for the benefit of the revenue of the Islands.

Compliance

6. It shall be the duty of a Medical Officer of Health to monitor compliance with these Regulations and any international regulations applicable to, or having legal effect in, the Islands.

Application of Mosquito (Research and Control) Law (2007 Revision)

7. These Regulations do not derogate from the provisions of the Mosquito (Research and Control) Law (2007 Revision).

Repeal of Ships (Rodent Control) Regulations (2003 Revision)

8. The Ships (Rodent Control) Regulations (2003 Revision) are repealed. Ships (Sanitation Control) Regulations, 2011

SHIP SANITATION CONTROL EXEMPTION CERTIFICATE/SHIP SANITATION CONTROL CERTIFICATE

Port of Date:
 This Certificate records the inspection and 1) exemption from control or 2) control measures applied
 Name of ship or inland navigation vessel Flag Registration/MO No.
 At the time of inspection the holds were unladen/laden with cargo
 Name and address of inspecting officer

Ship Sanitation Control Exemption Certificate

Areas, systems, and services inspected	Evidence found ¹	Sample results	Documents reviewed
Galley			Medical log
Pantry			Ship's log
Stores			Other
Hold(s)/cargo			
Quarters:			
- crew			
- officers			
- passengers			
- deck			
Potable water			
Sewage			
Ballast tanks			
Solid and medical waste			
Standing water			
Engine room			
Medical facilities			
Other areas specified - see attached			
Notes areas not applicable, by marking N/A			

Control measures indicated were applied on the date below.

Name and designation of issuing officer	Signature and seal	Date
(a) Evidence of infection or contamination, including: vectors in all stages of growth; animal reservoirs for vectors; rodents or other species that could carry human disease, microbiological, chemical and other risks to human health; signs of inadequate sanitary measures.		

(b) Information concerning any human cases (to be included in the Maritime Declaration of Health).
Results from samples taken on board. Analysis to be provided to ship's master by most expedient means and, if re-inspection is required, to the next appropriate port of call coinciding with the re-inspection date specified in this certificate.
Sanitation Control Exemption Certificates and Sanitation Control Certificates are valid for a maximum of six months, but the validity period may be extended by one month if inspection cannot be carried out at the port and there is no evidence of infection or contamination.

Attachment to Ship Sanitation Control Exemption Certificate/Ship Sanitation Control Certificate

Areas/facilities/systems inspected ¹	Evidence found	Sample results	Documents reviewed	Control measures applied	Re-inspection date	Comments regarding conditions found
Food						
Source						
Storage						
Preparation						
Service						
Water						
Source						
Storage						
Distribution						
Waste						
Holding						
Treatment						
Disposal						
Swimming pools/spas						
Equipment						
Operation						
Medical facilities						
Equipment and medical devices						
Operation						
Medicines						
Other Areas Inspected						

¹ Indicate when the areas listed are not applicable by marking N/A.



SCHEDULE 2

(Regulation 5(2))

FEES

Ship Sanitation Control Certificate or Ship Sanitation Control Exemption Certificate -

for inspection during normal working hours \$200.00 per hour or part thereof

for inspection, outside of normal working hours \$250.00 per hour or part thereof

In this Schedule -

- (a) “normal working hours” means the period commencing at 8:00 a.m. and ending at 5:00 p.m. on any day other than a Saturday, Sunday or public general holiday; and
- (b) an inspection of a ship commences when the Port Health Officer boards the ship and ends when he leaves the ship.

Made in Cabinet the 5th day of April, 2011.

Kim Bullings
Clerk of the Cabinet

